I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV335368363US, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below. Dated: September 22, 2004 Signature:

PATENT Docket No. 293102002103

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Suresh K. MITTAL et al.

Serial No.:

10/046,938

Filing Date:

January 14, 2002

For:

RECOMBINANT PROTEIN

PRODUCTION IN BOVINE

ADENOVIRUS EXPRESSION VECTOR

**SYSTEM** 

Examiner: M. Mosher

Group Art Unit: 1648

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 AND § 1.98

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

09/27/2004 NROCHA1 00000021 031952 10046938

02 FC:1806

180.00 DA

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO-1449. Copies of the documents are also submitted herewith. The Examiner is requested to make these documents of record.

This Supplemental Information Disclosure Statement is submitted:

With the application; accordingly, no fee or separate requirements are required.

	Within	in three months of the application filing date or before mailing of a first Office							
	on the merits; accordingly, no fee or separate requirements are required.								
$\boxtimes$	After r	receipt of a first Office Action on the merits but before mailing of a final Office							
	Action	or Notice of Allowance.							
		A fee is required. A check in the amount of * is enclosed.							
	$\boxtimes$	A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached							
		to this submission in duplicate.							
		A Certification under 37 C.F.R. § 1.97(e) is provided below; accordingly; no fee							
		is believed to be due.							
	After r	nailing of a final Office Action or Notice of Allowance, but before payment of the							
	issue f	ee.							
		A Certification under 37 C.F.R. § 1.97(e) is provided below and a check in the							
		amount of * is enclosed.							
		A Certification under 37 C.F.R. § 1.97(e) is provided below and a Fee Transmittal							
		form (PTO/SB/17 is attached to this submission in duplicate.							

Applicants would appreciate the Examiner initialing and returning the Form PTO-1449, indicating that the information has been considered and made of record herein.

The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to

Deposit Account No. 03-1952 referencing 293102002103. However, the Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: September 27, 2004

Respectfully submitted,

Registration No. 33,888

Morrison & Foerster LLP 755 Page Mill Road Palo Alto, California 94304-1018 Telephone: (650) 813-5725 Facsimile: (650) 494-0792

roim i i C	Form PTO-1449						1020021	03	Application Number 10/046,938		
O UPPERMATION DISCLOSURE CITATION IN AN APPLICATION						Applicant Suresh K. MITTAL et al.					
(Use several sheets if necessary)					Filing Date January 14, 2002 Group Art Unit: 1648					1648	
SEP 2 2 2004					Mailing Date September 22, 2004						
PADEMARY											
Examiner	Ref.				NT DOCUMENTS  Name Class			Class	Subclass Filing Date I		
Initials	No.	Date	Document No.		INA	Name		Class	Subclass	Appropriate	
	1.	06/10/2004	10/866,505	Tik	oo et al.						
	2.	03/21/2002	2002/0034519	Tik	oo et al.						
	3.	05/30/2002	2002/0064859	Tik	00						
	4.	05/29/2003	2003/0099615	Tik	00						
	5.	07/31/2003	2003/0143200	Tik	00						
	6.	11/20/2001	6,319,716	Tik	oo et al.						
	7. 8. 9.	12/06/2001 01/24/2002 05/15/2003	WO 01/92547 WO 02/06502 WO 03/040305	WIPC WIPC	)						
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Examiner Initials	Ref. No.	Title									